

August 10, 2021

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

RESOLUTION 2021-205

**RESOLUTION TEMPORARILY WAIVING THE \$200.00 APPLICATION FEE
REQUIRED BY BOROUGH CODE SECTION 398-9 UNDER CHAPTER 398:
“SIDEWALKS, CURBS, GUTTERS, AND DRIVEWAYS” UNTIL DECEMBER 31, 2021
DURING THE BOROUGH’S NEW SIDEWALK COMPLIANCE PROGRAM**

Mayor Fox offered the following Resolution and moved its adoption:

WHEREAS, Chapter 398, entitled “Sidewalks, Curbs, Gutters, and Driveways”, of the Revised General Ordinances of the Borough of Bradley Beach (the “Borough”) requires property owners to construct, reconstruct, repair, and maintain the sidewalks, curbs, gutters, and driveways upon and abutting their respective properties according to certain standards for the general welfare and safety of the Borough’s residents and visitors; and

WHEREAS, Section 398-9 under Chapter 398 of the Borough’s Revised General Ordinances requires the payment of a \$200.00 application fee by property owners to obtain the approval of the Borough’s Code Enforcement Officer to construct, reconstruct, repair, or maintain any of the sidewalks, curbs, gutters, or driveways upon and abutting their properties; and

WHEREAS, the Borough recently augmented and improved its code department with additional personnel, training, resources, and technology to better inspect, monitor, and ensure compliance with the Borough Code; and

WHEREAS, through its recently augmented and improved code department, the Borough will be implementing a sidewalk compliance program through December 31, 2021 to seek to improve the sidewalks, curbs, and gutters within the Borough to enhance the general welfare and safety of the Borough’s residents and visitors; and

WHEREAS, the Borough seeks to promote compliance and reduce the burdens for Borough property owners to improve their sidewalks, curbs, and gutters; and

WHEREAS, the Borough’s Mayor & Council find that waiving any and all application fees under Borough Code Section 398-9 during the Borough’s sidewalk compliance program will reduce the costs for property owners and encourage the improvement of Borough streetscapes;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Bradley Beach as follows:

(1) The Application Fee of \$200.00 set forth in Borough Code Section 398-9 is hereby waived for any and all property owners seeking approval of the Code Enforcement Officer to construct, reconstruct, repair, or maintain any of the sidewalks, curbs, gutters, or driveways upon or abutting their properties, effective immediately and expiring December 31, 2021; and

(2) Other than the Application Fee, all other provisions and requirements of Borough Code Chapter 398 remain in full force and effect; and

(3) A copy of this Resolution shall be publicized and distributed to as many Bradley Beach property owners who may benefit from the aforementioned fee waiver as is economically and reasonably feasible for the Borough Administrator.

Seconded by Councilman Sexsmith and adopted upon the following vote:

	AYES	NAYS	ABSTAIN	ABSENT
Mr. Bonnell	X			
Mr. Gubitosi	X			
Mr. Sexsmith	X			
Mr. Weber	X			
Mayor Fox	X			

CERTIFICATION

I, Erica Kostyz, Borough Clerk of the Borough of Bradley Beach, Monmouth County, New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Governing Body at the August 10, 2021 Council Meeting.

Erica Kostyz

Erica Kostyz, RMC, CMR
Municipal Clerk